IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE A.K.BASHEER

WEDNESDAY, THE 31ST OCTOBER 2007 / 9TH KARTHIKA 1929

MACA.No. 1925 of 2007

OPMV.1345/2001 of MOTOR ACCIDENT CLAIMS TRIBUNAL, MANJERI

.....

APPELLANT/PETITIONER:-

PULISSERI BASHEER, AGED 48 YEARS,
S/O KOYA UMMER, KARAT HOUSE, PATHANAPURAM,
P.O. KIZHUPARAMBA, MALAPPURAM DISTRICT.

BY ADV. SRI.P.SAMSUDIN

RESPONDENTS: RESPONDENT:-

THE UNITED INDIA INSURANCE CO. LTD.,
BRNCH OFFICE, V.SUNITHA BUILDING 2ND FLOOR,
D.B. ROAD, R.S.PURAM, COIMBATORE,

BY

THIS MOTOR ACCIDENT CLAIMS APPEAL HAVING COME UP FOR ADMISSION ON 31/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.S.RADHAKRISHNAN & A.K.BASHEER, JJ.

- -

M.A.C.A.No.1925 OF 2007

- -

Dated this the 31st day of October, 2007

JUDGMENT

Radhakrishnan, J

The appellant is the claimant in O.P.(MV)No.1345/01 on the file of Motor Accident Claims Tribunal, Manjeri. The question that has come up for consideration is whether the compensation awarded by the Tribunal is just and proper. Petitioner was aged 42 years at the time of the accident. He claimed that he was loading and unloading worker earning a monthly income of Rs.4,500/-. But it was not properly proved. Tribunal awarded a total compensation of Rs.90,750/-. We are of the view that the Tribunal awarded reasonable compensation in all heads.

Considering the entire facts and circumstances of the case, we find no reason to interfere with the award passed by the Tribunal. Therefore, this appeal lacks merit and is dismissed.

K.S.RADHAKRISHNAN, JUDGE

A.K.BASHEER, JUDGE

jes